

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

SB 3196 - HB 3432

February 22, 2010

SUMMARY OF BILL: Prohibits a petitioner from raising any issue in a post-conviction petition that could have been raised at trial, on appeal, or could have been made as a complaint to the court at or prior to the proceeding if the petitioner entered a guilty plea or other plea agreement with the State; the court, in accepting the plea, complied with Rule 11 of the Tennessee Rules of Criminal Procedure by advising the petitioner of his or her rights; the petitioner assured the court that the petitioner understood those rights; the petitioner assured the court that he or she was satisfied with his or her attorney; and the petitioner assured the court that he or she wanted to accept the plea agreement.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures – Not Significant

Increase Local Expenditures – Not Significant

Assumptions:

- Prohibiting a petitioner from making certain arguments in a post-conviction petition will not have a significant fiscal impact on state or local government.
- Any cost can be accommodated within existing resources without an increased appropriation or reduced reversion.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in cursive script, reading "James W. White".

James W. White, Executive Director

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